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Attorneys for Plaintiff and the Putative Class

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DAPHNE P. RAND, by and through DEBRA J. DOLCH, as Conservator of the Person and Estate of DAPHNE P. RAND, Conservatee, on Behalf of Themselves and All Others Similarly Situated.

Plaintiff,

vs.

AMERICAN NATIONAL INSURANCE COMPANY, a Texas corporation.

Defendant.

Case No. CV 09 0639 SI

CLASS ACTION

**STIPULATION AND [PROPOSED]  
ORDER CONTINUING BRIEFING  
SCHEDULE**

Judge Susan Illston

Action Filed: 02/12/09

This stipulation is made between Plaintiff DEBRA J. DOLCH, as Special Administrator of the Estate of DAPHNE P. RAND ("Plaintiff") and Defendant American National Insurance Company ("ANICO" or "Defendant"), by and through their respective counsel of records, based on the following:

WHEREAS, Plaintiff agrees she will not amend the complaint or add parties between now and the time ANICO responds to her Motion for Class Certification, but reserves the right to so amend and/or intervene with a new or additional plaintiff based upon any challenges or objections by Defendant. Defendant reserves its rights to any and all defenses to such amendment or interventions, if any.

WHEREAS, the current schedule requires plaintiffs to submit their class certification motion and expert disclosures on January 21, 2011. The parties are still conducting discovery: Defendants completed its large production of documents on or about December 7, 2010 and the parties are in the process of coordinating a more defined production request based on recent testimony. The parties are further coordinating the depositions of additional witnesses to be scheduled in February and March 2011. The parties believe that the current scheduling order on class certification should be modified to allow for completion of discovery, resolution of any discovery disputes and any other matters, as follows:

	<b>Current Dates</b>	<b>Proposed Dates</b>
Plaintiff's Motion for Class Certification and Designation of Class Cert Experts	January 21, 2011	March 21, 2011
Defendant's Opposition to Motion for Class Certification and Expert Disclosures	March 11, 2011	May 11, 2011
Plaintiff's Reply in Support of Motion for Class Certification	March 25, 2011	June 2, 2011
Hearing on Motion for Class Certification	April 8, 2011	June 15, 2011

THEREFORE, it is hereby stipulated between the undersigned parties, through their counsel of record, that the briefing schedule for Plaintiff's Motion Class Certification briefing may be continued as set forth above, subject to approval by the Court.

DATED: January 5, 2011

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By:                     /s/                    

INGRID M. EVANS

Attorneys for Plaintiff DEBRA J. DOLCH, as Special  
Administrator of the Estate of DAPHNE P. RAND

GREER, HERZ & ADAMS, LLP


JOSEPH R. RUSSO

ATTESTATION OF SIGNATURE

EVANS LAW FIRM

INGRID M. EVANS

DATED: \_\_\_\_\_

By   
The Honorable Susan Illston  
District Court Judge